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## FACSIMILE TRANSMISSION

Total # of Pages 23 (including this page)

TO:	PHONE #:	FAX #:
Examiner Phillip Gambel U.S. Patent and Trademark Office	(571) 272-0844	(571) 273-0844
Mail Stop Amendment U.S. Patent and Trademark Office		(703) 872-9306

From : Stacy L. Taylor  
Email Address : staylor@foley.com  
Sender's Direct Dial : 858.847.6720  
Date : March 14, 2005  
Client/Matter No : 041673-2092  
User ID No : 3054

## MESSAGE:

Applicant: Prussak, et al.  
Title: NOVEL CHIMERIC TNF LIGANDS  
Appl. No.: 10/006,305  
Filing Date: 12/06/2001  
Examiner: Phillip Gambel  
Art Unit: 1644

## Enclosed:

1. Preliminary Amendment Transmittal (3 pages) (*in duplicate*); and
2. Preliminary Amendment (16 pages).

If there are any problems with this transmission or if you have not  
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Operator:	Time Sent:	Return Original To: Michelle L. Sympson
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CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

MAR 14 2005

Atty. Dkt. No. 041673-2092

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Prussak, et al.

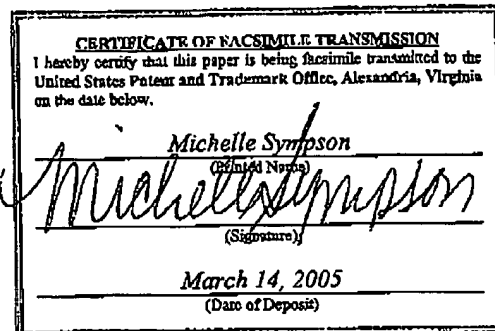
Title: NOVEL CHIMERIC TNF  
LIGANDS

Appl. No.: 10/006,305

Filing Date: 12/06/2001

Examiner: Phillip Gambel

Art Unit: 1644

**PRELIMINARY AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[ X ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[ X ] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	63	-	51	=	12	x	\$50.00	=	\$600.00
Independent Claims:	5	-	4	=	1	x	\$200.00	=	\$200.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL									= \$800.00

Atty. Dkt. No. 041673-2092

- ☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$800.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$400.00
TOTAL FEE:		\$400.00

- ☒ Please charge Deposit Account No. 50-0872 in the amount of \$400.00. A duplicate copy of this transmittal is enclosed.

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Atty. Dkt. No. 041673-2092

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 3-14-2005

By Stacy L. Taylor

FOLEY & LARDNER LLP

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Stacy L. Taylor

Attorney for Applicant

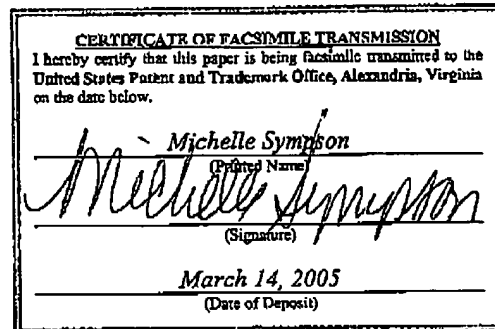
Registration No. 34,842

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Atty. Dkt. No. 041673-2092

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Appl. No.: 10/006,305  
Filing Date: 12/06/2001  
Examiner: Philip Gambel  
Art Unit: 1644

**PRELIMINARY AMENDMENT UNDER 37 CFR 1.115**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Prior to examination of the present Application, Applicant respectfully requests that the application be amended as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document. Clean copies of the amended and newly added claims are appended hereto following the signature page.

Remarks/Arguments begin on page 9 of this document.

Please amend the application as follows: